

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D. C.

ORDER NO. 1896

IN THE MATTER OF:

Served October 2, 1978

Application of McMICHAEL SCHOOL )  
BUS SERVICE, INC., for Temporary )  
Authority to Perform Charter )  
Operations Pursuant to Contract- )  
Various Motels )

Case No. AP-78-40

By application filed September 29, 1978, McMichael School Bus Service, Inc. (McMichael), seeks temporary authority to transport agents of the United States Customs Service (Customs) from motels in the cities of Alexandria and Falls Church, Va., Arlington County, Va., and that part of Fairfax County, Va., located inside the Capital Beltway to the U. S. Customs Service Academy, 3520 Prospect Street, N. W., Washington, D. C. Service is to be performed in school bus vehicles at the same rates set forth in McMichael's tariff now on file with the Commission.

McMichael currently holds a certificate of public convenience and necessity authorizing, inter alia, service for Customs between the academy and a Quality Inn in Arlington County, Va. Certain other motels in Alexandria are being served pursuant to temporary authority to transport agents who could not be accommodated at the Quality Inn. This application is predicated upon Customs' uncertainty as to which motels and hotels will be used for housing agents during the period October 2, 1978, through November 3, 1978. Apparently, scheduling and booking difficulties prevent Customs from using the same motels for each group of agents attending classes at the academy. Moreover, the class size is variable with the projected number of passengers varying between 129 and 234 during the contract period.

No other certificated carrier has protested McMichael's applications, or solicited the involved traffic.

The Compact, Title II, Article XII, Section 4(d)(3) provides that the Commission may, in its discretion and without hearings or other proceedings, grant temporary authority for not more than an aggregate of 180 days to enable the provision of service for which there is an immediate and urgent need where no carrier service is capable of meeting such need.

We find that the facts of this case satisfy the statutory criteria, and the application shall be granted except to the extent set forth below.

As noted above, McMichael already holds authority to provide service to and from the Quality Inn, 1190 Court House Road, Arlington, Va., and there exists no need to include that point in the temporary authority granted herein. Also, temporary authority to provide service from the Guest Quarters, 100 South Reynolds Street, Bragg Towers, 99 South Bragg Street and Towers Hotel, 420 Van Dorn Street, all in Alexandria, Va., to the academy is denied inasmuch as such service has already been authorized for the statutory 180-day period.

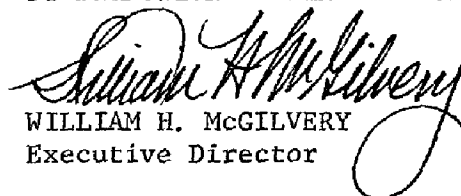
THEREFORE, IT IS ORDERED:

1. That the above-referenced application of McMichael School Bus Service Company, Inc., except to the extent granted herein, is hereby denied.

2. That the temporary authority granted herein shall become effective on the date of service hereof and shall remain in effect through November 3, 1978, unless otherwise ordered by the Commission.

3. That McMichael School Bus Service, Inc., is hereby directed to file two copies of an appropriate WMATC Temporary Authority Tariff, including copies of its contract with the United States Customs Service for the period October 2, 1978, through November 3, 1978, no later than Thursday, October 2, 1978.

BY DIRECTION OF THE COMMISSION:

  
WILLIAM H. MCGILVERY  
Executive Director